

REMARKS UNDER 37 CFR 1.114
USAN 10/033,775

REMARKS

In the Advisory Action, the Examiner indicates that the changes to the drawings and specification introduce new matter.

In response, Applicants respectfully submit that no new matter has been introduced into the application by the changes to the drawings and specification, because the changes are supported by, e.g., the disclosure bridging paragraphs 5-6 and the disclosure at page 7, lines 13-17 in the application.

In particular, the change in Fig. 1 is supported by, e.g., the disclosure at page 7, lines 13-17 in the application, and Fig. 2 is supported by, e.g., the disclosure in the paragraph bridging pages 5-6 and the disclosure at page 7, lines 13-17 in the application.

The amendment in the full paragraph at page 10 in the application is supported by, e.g., the disclosure at page 7, lines 13-17 in the application, and the amendment before the last paragraph on page 11 is supported by, e.g., the disclosure in the paragraph bridging pages 5-6 and the disclosure at page 7, lines 13-17 in the application.

Thus, Applicants submit that no new matter is introduced by the changes, and entry of the above amendments is respectfully requested. However, if the Examiner still considers that the changes introduce new matter despite the above remarks, Applicants respectfully request that he provide a detailed explanation as to why he does not consider that the specification (including the above-noted disclosure in particular) supports the changes.

With respect to the Examiner's indication in the Advisory Action that the size change is a matter of degree, not kind, and that it does not produce a new form of exercise equipment but rather the size change merely enlarges the size of the treadmill,

REMARKS UNDER 37 CFR 1.114
USAN 10/033,775

Applicants wish to emphasize that their wider treadmill enables a completely new form of treadmill exercising, namely, exercising by two treadmill users side-by-side, which is neither taught nor suggested by either Moon or Derksen as discussed in the previous response. Applicants submit that a treadmill which results in a completely new form of exercising is sufficient to represent a change in kind. Indeed, Applicants submit a treadmill which results in a completely new form of treadmill exercising represents a new form of exercise equipment and thus is a change in kind for this additional reason.

Further, Applicants submit that the present invention is not obvious over Moon et al in view of Derksen for the other reasons of record as well, and thus withdrawal of this rejection is respectfully requested.

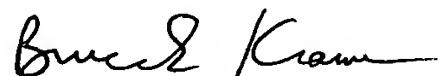
Conclusion

For at least the above reasons, Applicants submit that the present invention is now in condition for allowance.

If the Examiner wishes to discuss this application with the undersigned, he is requested to contact the undersigned at the local address and telephone number listed below.

In view of the above, allowance of the application is respectfully requested.

Respectfully submitted,



Bruce E. Kramer
Registration No. 33,725

9112 Cherbourg Drive
Potomac, MD 20854
(301) 299-8843
Date: December 27, 2005